

RANDOLPH'S SUIT AGAINST GREENE

Details of Big Suit Filed at Tombstone Recently—Sidelight on the Llano de Oro Fizzle, in Which Randolph Dropped a Half Million Dollars.

The following Tombstone dispatch gives details of the suit which Epes Randolph has recently brought against Colonel W. C. Greene and L. Lindsay, and incidentally throws a few sidelights on the Llano de Oro mine promotion, which proved a failure:

One of the largest suits that has been filed in Cochise county for some time, and involving in the neighborhood of some \$300,000, was filed in the clerk's office on Monday by Eugene S. Ives, the Tucson attorney for the plaintiff, Epes Randolph, of Southern Pacific fame. The defendants in the case are Lyngus Lindsay, W. C. Greene and the Cananea Central Copper company. The action is brought against Lindsay in particular, the others being made parties to the suit so as to perfect the case against the defendant Lindsay in order that the injunction could be served against them, there being nothing at issue between the defendant Greene and the Cananea Central company, only the service of the injunction papers, so that Lindsay could not get the stock involved from them.

The case involves the question of title to some 8,000 shares of the Cananea Central stock that had been subscribed for by the plaintiff Randolph from Greene, who had the stock allotted to him by the Cananea Central Copper company.

The complaint alleges that the company has an authorized capital stock of ten million dollars, divided into one million shares at the par value of ten dollars each. That prior to the 10th day of August, 1906, the company allotted to the defendant Greene some 35,000 shares in such amounts as Greene might designate, upon the payment of the first assignment of \$5 each, the balance to be paid when called for by the company. That on the same day the defendant Greene sold to the plaintiff Randolph the right to purchase 10,000 of this stock.

That on or about the same day the defendant Lindsay agreed to denounce for the benefit of himself and plaintiff certain mining property in the state of Sonora, and would also turn over to this plaintiff certain interests in other mining properties he had in Sonora in consideration that this plaintiff turn over to said Lindsay the right to subscribe to 5,000 shares of this stock that Randolph had secured the option on from Greene, and without further consideration than the promise of Lindsay, the plaintiff did turn over to him an order on Greene to deliver to said Lindsay 5,000 of this shares.

That Lindsay, acting as agent for the plaintiff, and for himself, paid to the defendant Greene, for the benefit of the company, the sum of \$50,000, being the first payment of \$5 per share on the stock. That about the 18th of August the plaintiff did sign and deliver to the defendant Lindsay an instrument which purported to assign to Lindsay the right of this plaintiff to 3,000 shares and at the same time paid to him the sum of \$10,000, that being \$5 per share for the remaining 2,000 shares that the plaintiff was entitled to upon the face of this transaction, and to which the plaintiff was entitled. Prior to the execution of this instrument the defendant, Lindsay, and plaintiff had been joint owners and promoters of the Llano de Oro Mining & Milling company. That plaintiff became interested in the property at the solicitation of the defendant Lindsay, and by false representations to him in regard to the property, and that he and his friends put money in the enterprise to the extent of \$500,000, and that even that amount was not sufficient to put the property on a paying basis, and that thereafter plaintiff advanced money to pay off the indebtedness of the company for labor, etc., and that Lindsay agreed to pay plaintiff half of the money he had advanced in the proposition of the Llano property, and that when the plant was shut down in the month of November plaintiff advanced the sum of \$80,000 to pay off the indebtedness of the company. That Lindsay now repudiates and disavows any obligation or intent on his part to pay back to plaintiff and of the money so advanced, and denies that plaintiff has any right or title to any mining property that he (Lindsay) had denounced in Mexico, and by reason of the said conduct on the part of the defendant Lindsay he has forfeited any right to the 5,000 shares, or to even the 3,000 shares that he had the order for. That on the 18th day of December the plaintiff tendered to defendant Lindsay the sum of \$41,200, being the total amount paid by Lindsay to Greene, and interest thereon, less the \$10,000 paid to Lindsay by the plaintiff, and at the same time notified him that all agreements, etc., between them were at an end, and that he, the plaintiff, had the sole right to secure or subscribe for the remaining 8,000 shares of the stock from Greene. That thereafter Lindsay tried to secure the 5,000 shares from the company by offering the sum of \$80,000, being the total subscription price, and that plaintiff has also made the same offer, but that the company refuses to issue the stock on account of both parties claiming it. That a reasonable value of the stock is \$275,000, on account of the development since the consolidation.

Reflections of a Bachelor
A gauzy scarf can always keep a woman warm enough if it's pretty enough.
The way to make a woman happy is to tell her that's the way she makes you.
Nobody ever makes enough money out of a thing to be perfectly truthful about it.
It's the man who can't earn a living who argues on how to finance the government.
When a man has a good temper his wife always is afraid he is concealing a confession he ought to make.—New York Times.

FIGHTING FOR RIGHT OF WAY

Southern Pacific and Phelps, Dodge Company After Route from Nacozari to the Pacific Coast—Latter Went to Sleep on Valuable Concession.

Rumors that the Southern Pacific and the Phelps, Dodge interests will engage in a big battle over a right of way along the Moctezuma river refuse to down.

The Southern Pacific has the inside track inasmuch as they have secured concessions entitling them to the exclusive use to the right of way for ten years. The Phelps, Dodge interests, however, appear to hold the upper hand at the town of Nacozari.

The Southern Pacific road—the Cananea, Yaqui River & Pacific—will have two lines paralleling each other. Between the two lines will be an impassible mountain barrier. These mountains have some of the richest mineral deposits known and the district extends from Nacozari to Alamos.

The Phelps, Dodge people, who own the El Paso & Southwestern railroad, as well as the branch to Nacozari, have recently been given a concession for a railroad from Guaymas eastward to the mineral district. Branches from the main line which will likely ultimately reach Nacozari, will connect with Harmsillo, the capital of Sonora, and with Ures, the former capital.

Speaking of the matter, the Bisbee Review says, in part:

This region is vast and in the mountains, hills and mesas, lying as dormant as it did ten thousand years ago, is mineral wealth enough to pay the debts of a hundred nations. In the valleys and on the llanos are rich agricultural lands capable of supporting a vast multitude of people. The heart of Sonora is teeming with uncovered riches and it is the prize the Harrimans and the Phelps, Dodge people are now strenuously seeking. Both know the value of the region; both want it. Who will get it?

The Phelps, Dodge people, controllers of the El Paso & Southwestern system, formerly held a federal concession of the right of way for a railroad from the mouth of the Moctezuma river and other points, to Nacozari. This concession expired on June 30, 1906. The Southern Pacific people were on the alert and watchful. When the concession expired, immediately Mr. McKay, the Southern Pacific's right hand man, gobbled it for his company under the Mexican law, and thus the Harrimans obtained the right of way north to Nacozari. They found the Phelps, Dodge people asleep, and sharply took advantage of their slumbers. But this does not end the matter by any means. The Moctezuma Copper company holds large mineral and other concessions from the state of Sonora and these concessions also give them the right to build and operate railroads. This concession was granted by the state of Sonora to the Moctezuma Copper company. While the Nacozari Railroad company has lost its rights from the Mexican government, the Moctezuma Copper company still holds its rights from the state of Sonora. The Phelps, Dodge people own and control the Nacozari Railroad company and the Moctezuma Copper company. The soul and body of one is the soul and body of the other. The difference is in name only. The city of Nacozari, at the south end of the railroad, is owned by the Phelps, Dodge folks absolutely, and James S. Douglas is the man in command. In and about Nacozari the Phelps, Dodge outfit own six square miles of land under a paid concession. While they, to a certain extent, admit that the Southern Pacific people now have the right of way from Nacozari to Moctezuma, they most emphatically deny that they can lay track into Nacozari and operate and maintain a railroad without crossing and conflicting with their property interests.

PHOENIX MEAT TRUST CONVICTED BY JURY

After deliberating two hours the jury in the so-called meat trust case of S. J. Tribolet brought in a verdict of guilty, says the Phoenix Gazette. Judge Edward Kent announced that sentence would be passed on Saturday morning. A motion for a new trial will be made and if that fails an appeal will be taken.

Though United States Attorney Alexander failed to even get the ice and lumber cases to the jury, he stated this morning that he has no intention of in any way giving up his efforts to secure convictions in all the cases except those who have gained immunity.

"The next United States grand jury may bring in more indictments against local conspiracies in restraint of trade," said Attorney Alexander this morning, mentioning several who will be investigated when the time comes.

At the next term of court several cases which have been postponed at this session will be taken up.

BROKE INTO OFFICE OF YUMA SHERIFF

Robbers broke into the sheriff's office at the courthouse some time between 1 and 5 o'clock Tuesday morning and stole six pairs of handcuffs, six guns and two cartridge belts, says the Yuma Sun.

The thieves made their entrance through the south window of the office, prying the window open with a small iron rod about a foot long.

Two guns and two cartridge belts were taken from a cabinet that stands against the west side of the room, and the other four guns and the handcuffs were stolen from the drawers or the office desk, which stands near the window.

Nothing was disturbed in the office with the exception of the lock on cabinet, which was broken. The cartridge belts taken had never been used, and the handcuffs were also new.

No arrests have so far been made, and there are absolutely no clues on which to work.

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WANTED—Situations for cooks, waiters, miners, muckers, teamsters, laborers, mechanics of all kinds, etc., etc. If you have odd jobs of any kind come to use; we can supply you with help. The Globe Emp. Agency, room 4, over Brown's.

WANTED—Position as cook. Address S. K., Silver Belt office.

Girls! girls! Girls! Wanted at Globe Employment Office, room 4, over Brown's.

WANTED—A small furnished house close in and reasonable. Address E. L. P., this office.

WANTED—A good copper prospect; will lease and bond or do development for interest. Address G. H. P., this office.

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FOR SALE—Two lots, Pascoe Hill. Mrs. C. E. Fruin, second door west Pascoe bridge.

FOR SALE—Large Columbia graphophone, two hundred needles, fifteen disks, good order, \$50. Inquire this office.

FOR SALE OR RENT—Four-room house in East Globe addition, well furnished. Call at Globe Livery Stable.

FOR SALE—We will sell our entire Roosevelt business, including stock, building, fixtures and waterworks. Inquire either at Sultan Brothers at Globe, Ariz., or Sultan, Newman & Co., Roosevelt, Ariz. Sultan, Newman & Co.

LOST AND FOUND

STOLEN—Two horses, one bay branded H left shoulder, one white hind foot, blazed face, very gentle; one Pinto horse, branded dim on left side, four white feet and bald face; stolen from B. E. Williams, Copper hill. For return of horses and riders I will pay \$50 and for return of horses alone will pay \$10.

LOST—Bay mare with halter, branded D. M. Pollard, wholesale grocer; reward. Box 1131.

FOUND—An Elks watch charm emblem on piece of ore. Owner can have by calling at L. L. Henry's office.

QUICKEST, EASIEST AND CHEAPEST way to secure work. Globe Employment Agency, room 4, over Brown store.

FOR RELIABLE HELP telephone 1791, Globe Employment Agency, room 4, over Brown store.

LOST—Bunch of keys between Odd Fellows hall and residence of H. H. Pratt. Reward if left at latter place.

LOST—Receipt dated December 17, 1906, given to Joe J. Murphy for certificate No. 29 and calling for 110 shares of Five Points stock, which were transferred to the Cananea & Globe. Finder will please return to this office.

We are carrying a splendid assortment of cut glass and imported Japanese and Chinese ware. Anything in this line can be had at the Old Dominion store and the prices will not scare you.

Twenty per cent discount on all ladies' and children's hats. Old Dominion Commercial Co.

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